



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re application of:

QUENTIN-MILLET et al

Serial No. 08/591,447

Filed: April 18, 1996

For: TBP2 FRAGMENTS OF THE TRANSFERRIN RECEPTOR OF NEISSERIA
MENINGITIDIS

Attorney's Docket: XI/P02956US0

: Art Unit: 1812

: Examiner: M. Pak

Assistant Commissioner of Patents

Washington, D.C. 20231

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Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated February 17, 1998 of the Primary Examiner finally rejecting claims 54-78. The items checked below are appropriate:

1. ☒ A Petition for an Extension of Time:
 - a. ☐ for response to the final rejection accompanies this Notice of Appeal.
 - b. ☒ of 3 months to respond to the final rejection was filed on August 3, 1998.
2. ☐ Applicant is a small entity and small entity status is established
 - a. ☐ by papers filed on _____.
 - b. ☐ in parent application Serial No. _____.
3. ☒ Appeal Fee under 37 CFR 1.17(e)
 - a. ☐ Not required (Fee paid in prior appeal)
 - b. ☒ Full \$310
 - c. ☐ Small entity \$155

☒ A Brief on Appeal is due to be filed on **October 17, 1998**.

☒ A check in the amount of \$ 310.00 (\$310.00 for Appeal Fee and \$0.00 for EOT) is enclosed.

☒ The Commissioner is hereby authorized to charge any additional fees due under 37 CFR 1.16 and 1.17 in connection herewith or to credit any overpayment to Deposit Account No. 12-0555.

☒ In the event that a petition for an extension of time is required to be submitted herewith and that a separate petition is not submitted herewith, applicant hereby petitions under 37 CFR 1.136(a) for an extension of time of as many months as are required to render this submission timely. Any fee due in connection with this petition is authorized in paragraph 7.

Respectfully submitted,

Thomas P. Sarro

Registration No. 19,396

Date: August 17, 1998

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